

Attorney Docket No. 03063-0111

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PHILIP E. PELLETT and  
DEMETRIO SANCHEZ-MARTINEZ

Serial No. 08/480,850

Filed: June 7, 1995

For: NOVEL BACULOVIRUS EXPRESSION  
VECTORS AND RECOMBINANT  
ANTIGENS FOR DETECTING TYPE-  
SPECIFIC ANTIBODIES TO HERPES  
SIMPLEX VIRUS

Examiner: Lee, D.

Art Unit: 1815

RECEIVED  
MAY 14 1997  
GROUP 1800Assistant Commissioner for Patents  
Washington, DC 20231REQUEST FOR FIRST SUBMISSION UNDER 37 C.F.R. §1.129(a)

Sir:

Applicants respectfully request consideration of the enclosed Third Amendment and Response to Office Action as a first submission under 37 C.F.R. §1.129(a). Applicants respectfully submit that this first submission is proper because the present application is a divisional application of U.S.S.N. 07/691,728, which was filed April 26, 1991. Therefore, taking into account the claim of priority, the present application was pending for at least two years as of June 8, 1995. Because this document is being transmitted by facsimile, the Examiner is authorized to charge Deposit Account 10-1215 in the amount of \$770, the large entity fee for filing this submission under 37 C.F.R. §1.129(a).

Enclosed with this Request for First Submission and Third Amendment and Response to Office Action is a Petition for a Two Month Extension of Time. The Examiner is authorized to charge Deposit Account 10-1215 in the amount of \$280, the large entity fee for a Two Month Extension of Time, minus the fee previously paid for a One Month Extension of Time.

CERTIFICATE OF TRANSMISSION (37 C.F.R. §1.8a)

I hereby certify that this correspondence is being facsimile transmitted to  
the U.S. Patent and Trademark Office on May 14, 1997

*Jamie L. Greene*  
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Jamie L. Greene

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U.S.S.N.: 08/480,850

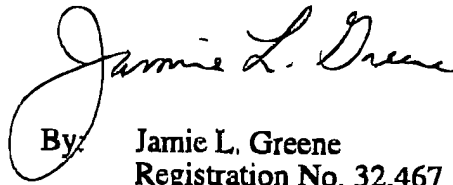
Filed: June 7, 1995

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Applicants note that in the Advisory Action mailed April 24, 1997, the Examiner extended the period for response to run four months from the date of the final rejection.

Respectfully submitted,

JONES & ASKEW

  
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